

BRUCE I. AFRAN
CARL J. MAYER
STEVEN E. SCHWARZ

Attorneys for the Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE NATIONAL SECURITY
AGENCY TELECOMMUNICATIONS
RECORDS LITIGATION

This Document Relates To:

McMurray v. Verizon Comm., Inc., No.
09-cv-0131-VRW

MDL Docket No. 06-1791 (VRW)

STIPULATION AND ~~PROPOSED~~ ORDER
REGARDING HEARING DATE AND
BRIEFING SCHEDULE ON
GOVERNMENT'S AND
TELECOMMUNICATION CARRIER
DEFENDANTS' MOTIONS TO DISMISS
PLAINTIFFS' COMPLAINT

[CIVIL L.R. 7-11]

Chief Judge Vaughn R. Walker

Stipulation and [Proposed] Order Regarding Hearing Date and Briefing Schedule on Government's and
Telecommunication Carrier Defendants' Motions to Dismiss Plaintiffs' Complaint, *McMurray, et al. v.*
Verizon, et al., 09-cv-0131-VRW (MDL 06-cv-1791-VRW).

RECITAL

On March 13, 2009, the Government Defendants filed a Motion to Dismiss Plaintiffs' Complaint in 09-cv-0131-VRW and noticed the motion for oral argument on May 14, 2009. Dkt. No. 11 in 09-cv-0131-VRW. On March 16, 2009, the Carrier Defendants filed Motions to Dismiss Plaintiffs' Complaint and also noticed their motions for May 14, 2009. Dkt. No. 12, 16 in 09-cv-0131-VRW.

STIPULATION

1. The *McMurray* Plaintiffs, the Government Defendants, and the Carrier Defendants in 09-cv-0131-VRW, through their undersigned counsel, hereby request:

- a. That the *McMurray* Plaintiffs' briefs in response to the pending motions shall be filed on or before May 7, 2009;
- b. That the Government Defendants' and the Carrier Defendants' briefs in reply shall be filed on or before May 21, 2009; and
- c. That the Government Defendants' and the Carrier Defendants' Motions to Dismiss be heard on June 3, 2009 at 10:30 a.m.

2. By entering into this Stipulation, neither Plaintiffs nor Defendants waive any procedural or substantive defenses, rights or objections, including, but not limited to, the right to challenge personal jurisdiction over any particular Defendant.

April 15, 2009

Respectfully submitted,

BRUCE I. AFRAN, Esq.
10 Braeburn Drive
Princeton, NJ 08540
Telephone: (609) 924-2075

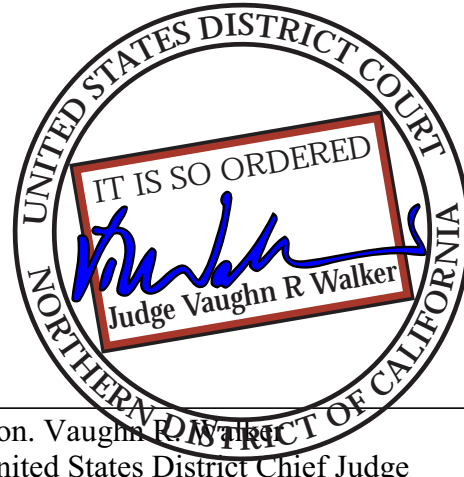
Stipulation and [Proposed] Order Regarding Hearing Date and Briefing Schedule on Government's and Telecommunication Carrier Defendants' Motions to Dismiss Plaintiffs' Complaint, *McMurray, et al. v. Verizon, et al.*, 09-cv-0131-VRW (MDL 06-cv-1791-VRW).

~~PROPOSED~~ ORDER

It is hereby **ORDERED** that oral argument on the Government's and the Carrier Defendants' Motions to Dismiss (Dkt. No. 11-17) shall be heard on June 3, 2009 at 10:30 a.m. It is also **ORDERED** that Plaintiffs' oppositions to such motions shall be due on or before May 7, 2009, and that the Government's and Carrier Defendants' replies shall be due on or before May 21, 2009.

IT IS SO ORDERED,

Dated: _____, 2009



Hon. Vaughn R. Walker
United States District Chief Judge

Stipulation and [Proposed] Order Regarding Hearing Date and Briefing Schedule on Government's and Telecommunication Carrier Defendants' Motions to Dismiss Plaintiffs' Complaint, *McMurray, et al. v. Verizon, et al.*, 09-cv-0131-VRW (MDL 06-cv-1791-VRW).